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Substitute for PTO/SB/21 (09-04) .

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/704,888	
	Filing Date	Nov 1, 2000	
	First Named Inventor	Richard C. Jaworski	
	Group Art Unit	2133	
	Examiner Name	James C. Kerveros	
Total Number of Pages in This Submission	379	Attorney Docket Number	21-005

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Statement under 37 CFR 1.97 (e) Cited Ref. WO 97/48197A Acknowledgement Post Card
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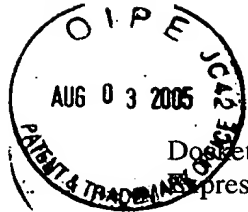
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Date	August 3, 2005

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Document No.: 21-005
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Richard C. Jaworski, et al. : Confirmation No.: 4649
Serial No.: 09/704,888 : Group Art Unit: 2133
Filed: Nov 1, 2000 : Examiner: James C. Kerveros

For: System and Method for Testing the
Upstream Channel of a Cable Network

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir or Madam:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97, and 1.98 Applicants submit herewith patents, publications, or other information of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose. The attention of the Patent and Trademark Office is hereby directed to the attached form PTO/SB/08A. It is respectfully requested that the references be expressly considered during the prosecution of this application and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

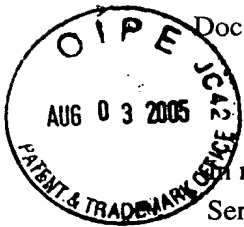
This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.97(b), or
(within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits: whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:
- ☐ Statement under 37 CFR 1.97(e), or
- ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(after the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☒ under 37 CFR 1.97(d) together with a:
- ☒ Statement under 37 CFR 1.97(e), and
- ☐ a \$180.00 fee under 37 CFR 1.17(i).
(filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge the sum of \$0.00 to Deposit Account 50-0374. The Commissioner is hereby authorized to charge payment of any fees required or credit any overpayment, to Deposit Account No. 50-0374 at any time during the pendency of this application.

Respectfully submitted,

Mikio Ishimaru
Registration No. 27,449
Date: August 3, 2005
Telephone No.: (408) 738-0592



Docket No.: 21-005

PATENT

**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Application of: Richard C. Jaworski, et al. : Confirmation No.: 4649
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Commissioner for Patents
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STATEMENT UNDER 37 CFR 1.97 (e)

Sir or Madam:

The undersigned hereby certifies that either:

- ☒ Each item of information contained in the Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement, or
- ☐ No item of information contained in the Information Disclosure Statement
- was cited in a communication from a foreign patent office in a counterpart foreign application, and
 - to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Mikio Ishimaru

Mikio Ishimaru

Registration No. 27,449

Date: August 3, 2005

Telephone No.: (408) 738-0592

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	09/704,888
Filing Date	November 1, 2000
First Named Inventor	Richard C. Jaworski
Art Unit	2133
Examiner Name	James C. Kerveros
Attorney Docket Number	21-005